10/550890 JC12 Rec'd PCT/PTC 27 SEP 2005

> PATENT APPLICATION Q-90107

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heinz FOCKE et al

PCT/EP2004/002730,

Filed: March 17, 2004

Appln. No. NOT YET KNOWN

Confirmation No.: NOT YET KNOWN

Filed: September 27, 2005

For:

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP PCT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed non-U.S. patent documents is submitted herewith. In accordance with 37 C.F.R. § 1.98(a)(2)(i), the undersigned is not submitting copies of the cited U.S. patents.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

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JC12 Rec'd PCT/PTC 27 SEP 2005

INFORMATION DISCLOSURE STATEMENT

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for

foreign language documents, Applicant encloses herewith a copy of a counterpart International

and German Search Reports citing such documents, together with an English-language version of

that portion of the Search Reports indicating the degree of relevance found by the European and

German Patent Offices.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

Respectfully submitted,

Registration No. 18,879

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CUSTOMER NUMBER

Date: September 27, 2005

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JC12 Rec'd PCT/PTC 27 SEP 2005

Complete if 160 v/n 5 5 0 8 9 0

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TO/SR/08 A & B (modified)

Substitute for form 1449 A & B/PTO

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

ISCLOSURE	Confirmation Number	NOT YET KNOWN			
	Filing Date	September 27, 2005			
APPLICANT	First Named Inventor	Heinz FOCKE et al			
as necessary)	Art Unit	NOT YET KNOWN			
	Examiner Name	NOT YET KNOWN			
of 1	Attorney Docket Number	Q-90107			

Application Number

U.S. PATENT DOCUMENTS					
	Cite	Document Number		Publication Date	
	No.1	Number	Kind Code ² (if known)	MM-DD-YYYY	Name of Patentee or Applicant of Cited Documen
		US 5,487,468		1-30-1996	Michael H. SHEAHAN
		US 5,323,957		6-28-1994	Paul D. ROOSA
		US			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document		Publication Date	Name of Patentee or	Translatio	
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	n ⁶
		DE	101 56 847	Al	5-28-2003	A & R CARTON GMBH	
		DE	101 35 409	Al	2-13-2003	FOCKE & CO. (GmbH & Co.)	
		DE	100 47 447	Al	5-17-2001	G.D. SOCIETA PER AZIONI	
		DE	201 01 554	UI	4-26-2001	GRAPHIA HANS GUNDLACH GMBH & CO.	
		EP	414 532	Ai	2-27-1991	TOBACCO RESEARCH & DEVELOPMENT INSTITUTE LTD.	
		DE	31 16 924	A1	2-10-1983	Oskar WILFER	
-		DE	101 35 409	A1	2-13-2003	FOCKE & CO. (GmbH & Co.)	
		WO	02 32786	A1	4-25-2002	G.D. SOCIETA PER AZIONI	
		<u> </u>					

Examiner Cite Initials* No.1		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.			
					
	 				
	 				
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Examiner Signature	Date Considered	·

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is indicate here if English language Translation is attached.